

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA**

QUENTIN M. PARKER and
KATHERINE R. PARKER, husband
and wife and the marital community
thereof,

Plaintiffs,

v.

THE STATE OF WASHINGTON;
WASHINGTON STATE PATROL;
CARLOS RODRIGUEZ, in his individual
and official capacities; KRISTI POHL, in
her individual and official capacities;
DARRELL NOYES, in his individual and
official capacities; TRAVIS CALTON, in
his individual and official capacities;
MAURICE RINCON, in his individual and
official capacities; WILLIAM STEEN, in
his individual and official capacities;
JAMES TAYLOR, in his individual and
official capacities; CITY OF OLYMPIA, a
municipality, AARON FICEK, in his
individual and official capacities;
OPERATION UNDERGROUND
RAILOUND, INC., a foreign non-profit
corporation, THURSTON COUNTY, a
municipality and subdivision of the State of
Washington, and SHAWN HORLACHER,
former Thurston County Deputy
Prosecutor, in his individual and official
capacities; JOHN DOE AND JANE DOE
1-10, et.al.

Defendants.

NO. 3:21-cv-5258

DECLARATION OF LORI
NICOLAVO IN SUPPORT OF
REMOVAL TO FEDERAL COURT

1 I, Lori Nicolavo, hereby state and declare to the best of my knowledge and belief:

2 1. I am an Assistant Attorney General, and I represent the State of Washington.
3 Washington State Patrol (collectively "State"), and State employees Carlos Rodriguez, Kristl
4 Pohl, Darrell Noyes, Travis Calton, Maurice Rincon, William Steen, and James Taylor who
5 are also defendants in this matter in their personal and official capacities. I am over the age of
6 18, competent to testify as to the matters stated herein, and make this declaration based on my
7 personal knowledge.

8 2. The State was served with Plaintiffs' Complaint in the above-entitled matter on
9 March 25, 2021. Service on Carlos Rodriguez, Kristl Pohl, Darrell Noyes, Travis Calton,
10 Maurice Rincon, William Steen, and James Taylor in their individual capacity has not been
11 completed. These defendants anticipate working with Plaintiffs to effect this service.

12 3. The Complaint alleges, in part, that Plaintiff was deprived of his rights under
13 the Fourth and Fourteenth Amendments to the United States Constitution. Plaintiffs seek relief
14 under 42 USC § 1983.

15 4. All State Defendants including individuals Carlos Rodriguez, Kristl Pohl,
16 Darrell Noyes, Travis Calton, Maurice Rincon, William Steen, and James Taylor consent to
17 Removal to Federal Court.

18 5. I have conferred with counsel for all other named defendants and all are in
19 agreement with removal to Federal Court.

20 6. Attached to the Notice of State Filed Court Documents, filed herewith, are true
21 and correct copies of the documents in this matter filed with the Washington State Superior of
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1 Thurston County Cause No. 21-2-00214-34.

2 I declare under penalty of perjury under the laws of the state of Washington that the
3 foregoing is true and accurate.

4 DATED this 8th day of April, 2021 in Tacoma, Washington.

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7 /s/Lori Nicolavo
8 LORI A. NICOLAVO, WSBA NO. 30370
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CERTIFICATE OF SERVICE

I hereby certify that on this 8th day of April 2021, I caused to be electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following. All parties below were sent a courtesy copy via email.

Attorneys for Plaintiff Harold Karlsvik Harold Karlsvik P.S. P.O. Box 292 South Bend, WA 98586 (360) 942-4612 hkarlsvik@comcast.net	Attorneys for City of Olympia and Aaron Ficek John E. Justice Law, Lyman, Daniel, Kammerrer & Bogdanovich, P.S. 2674 R.W. Johnson Blvd. Tumwater, WA 98512 jjustice@lldkb.com
Attorney for Thurston County Donald R. Peters, Jr. Thurston County Prosecutor's Office 2000 Lakeridge Dr. SW Bldg 2 Olympia, WA 98502-6045 petersr@co.thurston.wa.us	Attorney for Operation Underground Railroad Clifford S. Davidson Snell & Wilmer 2018 156 th Ave NE, Suite 100 Bellevue, Washington 98007 csdavidson@swlaw.com

I certify under penalty of perjury under the laws of the state of Washington that the foregoing is true and correct.

DATED this 8th day of April, 2021 in Tacoma, Washington.

/s/Lori Nicolavo

LORI NICOLAVO, WSBA No. 30370
STEVE PUZ, WSBA No. 17407
Assistant Attorneys General